

Office of Surface Mining Reclamation and Enforcement

Information Collection Submitted to the Office of Management and Budget for Review Under the Paperwork Reduction Act

The proposal for the collection of information listed below has been submitted to the Office of Management and Budget for approval under the provisions of the Paperwork Reduction Act (44 U.S.C. Chapter 35). Copies of the proposed collection of information and related form may be obtained by contacting the Bureau clearance officer at the phone number listed below. Comments and suggestions on the requirements should be made directly to the Bureau's clearance officer and to the Office of Management and Budget, Paperwork Reduction Project 1029-0083, Washington, DC 20503, telephone 202-395-7340.

Title: Application for Blaster Certification in Federal Program States and on Indian Lands, 30 CFR 955.

Abstract: This information is being collected to ensure that the qualification of applicants for blaster certification is adequate. This information will be used to determine the eligibility of the applicant. The affected public will be blasters who want to be certified by the Office of Surface Mining Reclamation and Enforcement.

Bureau Form Number: OSM-74.

Frequency: Every three years.

Description of Respondents:

Individuals seeking certification as Blasters.

Estimated Completion Time: 50 minutes.

Annual Responses: 35.

Annual Burden Hours: 30.

Bureau Clearance Officer: John A. Trelease (202) 208-2617.

Dated: October 25, 1995.

Gene E. Krueger,

Acting Chief, Office of Technology Development and Transfer.

[FR Doc. 95-30648 Filed 12-15-95; 8:45 am]

BILLING CODE 4310-05-M

INTERSTATE COMMERCE COMMISSION

[Docket NO. AB-6 (Sub-No. 368X)]

Burlington Northern Railroad Company—Abandonment Exemption— in Clatsop County, OR

AGENCY: Interstate Commerce Commission.

ACTION: Notice of exemption.

SUMMARY: The Commission, pursuant to 49 U.S.C. 10505, exempts from the prior approval requirements of 49 U.S.C. 10903-04 the abandonment by Burlington Northern Railroad Company of 5.04 miles of railroad in Clatsop County, OR, subject to standard labor protective conditions, an environmental condition, and a trail use condition.

DATES: Provided no formal expression of intent to file a financial assistance offer has been received, this exemption will be effective on January 17, 1996. Formal expressions of intent to file financial assistance offers¹ under 49 CFR 1152.27(c)(2) and requests for a notice of interim trail use/rail banking must be filed by December 28, 1995. Petitions to stay must be filed by January 2, 1996. Requests for a public use condition must be filed by January 8, 1996. Petitions to reopen must be filed by January 12, 1996.

ADDRESSES: Send pleadings referring to Docket No. AB-6 (Sub-No. 368X) to: (1) Office of the Secretary, Case Control Branch, Interstate Commerce Commission,² 1201 Constitution Avenue, N.W., Washington, DC 20423; and (2) Petitioner's representative: Sarah J. Whitley, 3800 Continental Plaza, 777 Main Street, Fort Worth, TX 76102-5384.

FOR FURTHER INFORMATION CONTACT: Joseph H. Dettmar, (202) 927-5660. [TDD for the hearing impaired: (202) 927-5721.]

SUPPLEMENTARY INFORMATION:

Additional information is contained in the Commission's decision. To obtain a copy of the full decision, write to, call, or pick up in person from: DC NEWS & DATA, INC., Interstate Commerce Commission Building, 1201 Constitution Avenue, N.W., Washington, DC 20423. Telephone: (202) 289-4357. [Assistance for the hearing impaired is available through TDD services (202) 927-5721.]

Decided: December 5, 1995.

By the Commission, Chairman Morgan, Vice Chairman Owen, and Commissioner Simmons.

Vernon A. Williams,

Secretary.

[FR Doc. 95-30656 Filed 12-15-95; 8:45 am]

BILLING CODE 7035-01-P

¹ See *Exempt. of Rail Abandonment—Offers of Finan. Assist.*, 4 I.C.C.2d 164 (1987).

² Legislation to sunset the Commission on December 31, 1995, and transfer remaining functions is now under consideration in Congress. Until further notice, parties submitting pleadings should continue to use the current name and address.

DEPARTMENT OF JUSTICE

Notice of Lodging of Consent Decree Pursuant to the Comprehensive Environmental Response, Compensation and Liability Act

Notice is hereby given that a proposed consent decree in *United States v. American Color & Chemical Corporation et al.*, Civil Action No. 4: CV-92-1352, was lodged on November 30, 1995 in the United States District Court for the Middle District of Pennsylvania. The consent decree settles an action brought under the Comprehensive Environmental Response, Compensation and Liability Act ("CERCLA"), 42 U.S.C. 9606 et seq., against American Color & Chemical Corporation ("AC&C") and Beazer East, Inc. ("Beazer") for reimbursement of response costs incurred in connection with clean-up of the Drake Chemical Superfund Site located in Lock Haven, Pennsylvania.

Under the proposed settlement, AC&C and Beazer agree to finance and perform the groundwater cleanup for Drake Site. In addition, the settling defendants will reimburse the United States and the Commonwealth of Pennsylvania for past costs in the amounts of \$3.6 million and \$400,000, respectively. Additionally, the settling defendants will co-ordinate the Drake Site groundwater cleanup with a corrective action ongoing at the neighboring AC&C facility pursuant to the Resource Conservation and Recovery Act ("RCRA"), 42 U.S.C. 6901 et seq.

In consideration of settling defendants' groundwater remediation and their reimbursement of \$4 million in past costs incurred by the United States and the Commonwealth, AC&C and Beazer will receive a covenant not to sue under Sections 106 and 107(a) of CERCLA for the Drake Site and for CERCLA Section 107 costs associated with RCRA management at the AC&C facility. With respect to future liability for the remedial action to be performed, the covenant not to sue for Section 106 of CERCLA becomes effective upon certification of completion of the remedial action by EPA. In addition, the covenants not to sue are conditioned upon the complete and satisfactory performance by each settling defendant of its obligations under the Consent Decree.

The Department of Justice will receive, for a period of thirty (30) days from the date of this publication, comments relating to the proposed consent decree. Comments should be addressed to the Assistant Attorney General for the Environment and

Natural Resources Division, Department of Justice, Washington, D.C. 20530, and should refer to *United States v. American Color & Chemical Corporation et al.*, DOJ Ref. # 90-11-2-7A.

The proposed consent decree may be examined at the Office of the United States Attorney, Middle District of Pennsylvania, 1162 Federal Building, 228 Walnut Street Harrisburg, PA 17108; the Region III Office of the Environmental Protection Agency, 841 Chestnut Building, Philadelphia, Pennsylvania, 19107; and at the Consent Decree Library, 1120 G Street, N.W., 4th Floor, Washington, D.C. 20005, (202) 624-0892. A copy of the proposed consent decree may be obtained in person or by mail from the Consent Decree Library, 1120 G Street, N.W., 4th Floor, Washington, D.C. 20005. In requesting a copy of the body of the proposed decree, please refer to the referenced case and enclose a check in the amount of \$52.75 (25 cents per page reproduction costs), for each copy. The check should be made payable to the Consent Decree Library.

Joel M. Gross,
Chief, Environmental Enforcement Section,
Environment and Natural Resources Division.
[FR Doc. 95-30629 Filed 12-15-95; 8:45 am]
BILLING CODE 4410-01-M

Notice of Lodging of Consent Decree Pursuant to the Comprehensive Environmental Response Compensation and Liability Act ("CERCLA")

Notice is hereby given that a proposed consent decree in *United States v. Casings, et al.*, Civil Action No. 92-0284 (NPM), was lodged on November 27, 1995, with the United States District Court for the Northern District of New York. The Consent Decree requires defendants to pay to the United States \$120,000 within thirty days of entry of the Consent Decree to reimburse Environmental Protection Agency response costs incurred at the Catskill Tire Fire Superfund Site. Total Site costs incurred by EPA were approximately \$375,000.

The Department of Justice will receive, for a period of thirty (30) days from the date of this publication, comments relating to the proposed consent decree. Comments should be addressed to the Assistant Attorney General for the Environment and Natural Resources Division, Department of Justice, Washington, D.C. 20530, and should refer to *United States v. Casings, et al.*, DOJ Ref. #90-11-3-872.

The proposed consent decree may be examined at the office of the United States Attorney for the Northern District of New York, 100 South Clinton Street, Syracuse, New York 13261; the Region II Office of the Environmental Protection Agency, 290 Broadway, New York, New York, 10007-1866 (contact Assistant Regional Counsel Beverly Kolenberg); and at the Consent Decree Library, 1120 G Street, N.W., 4th Floor, Washington, D.C. 20005, (202) 624-0892. A copy of the proposed consent decree may be obtained in person or by mail from the Consent Decree Library, 1120 G Street, N.W., 4th Floor, Washington, D.C. 20005. In requesting a copy please refer to the referenced case and enclose a check in the amount of \$5.00 (25 cents per page reproduction costs) for the Consent Decree, payable to the Consent Decree Library.

Joel Gross,
Chief, Environmental Enforcement Section,
Environment and Natural Resources Division.
[FR Doc. 95-30633 Filed 12-15-95; 8:45 am]
BILLING CODE 4410-01-M

Notice of Lodging of Consent Decree Pursuant to the Comprehensive Environmental Response, Compensation and Liability Act

In accordance with Section 122(d)(2) of the Comprehensive Environmental Response, Compensation and Liability Act ("CERCLA"), 42 U.S.C. 9622(d)(2), and Departmental policy, 28 CFR 50.7, notice is hereby given that on November 28, 1995, a proposed consent decree in *United States v. County of Milwaukee, Wisconsin*, Civil Action No. 95-C-1210, was lodged with the United States District Court of the Eastern District of Wisconsin. This consent decree represents a settlement of claims brought against Milwaukee County under CERCLA Sections 106 and 107, 42 U.S.C. 9606 and 9607, for the recovery of costs incurred and to be incurred by the United States in responding to the release and threatened release of hazardous substances at and from the Moss-American Superfund Site in Milwaukee, Wisconsin.

Under the proposed settlement, Milwaukee County will be required to: (1) Relinquish a potential takings claim; (2) withdraw a motion to intervene that is pending before the Court; (3) withdraw its opposition to entry of a proposed consent decree between the United States and Kerr-McGee Chemical Co. ("Kerr-McGee") that was lodged in 1991 ("Remedial Action Decree"), under which Kerr-McGee would be obligated to perform the final remedial action for the Site, at a cost of \$26 million, and

pay \$1 million of the United States' past costs of \$1.8 million (as of January 31, 1991); and (4) grant the United States and its assigns irrevocable access to the Moss-American Superfund Site.

The Department of Justice will receive for a period of thirty (30) days from the date of this publication comments relating to the proposed Consent Decree. Comments should be addressed to the Assistant Attorney General, Environment and Natural Resources Division, U.S. Department of Justice, Washington, D.C. 20530, and should refer to *United States v. County of Milwaukee, Wisconsin*, D.J. Ref. 90-11-2-590A.

The proposed Consent Decree may be examined at: (1) The Mill Road Library, 6431 N. 76th St., Milwaukee, Wisconsin; (2) U.S. Environmental Protection Agency, Region 5, 77 W. Jackson Blvd, Chicago, Illinois 60604 (contact Mr. Russell D. Hart (312-886-4844)); and (3) the U.S. Department of Justice's Consent Decree Library, 1120 G Street, N.W., 4th Floor, Washington, D.C. 20010, (202) 624-0892. A copy of the consent decree may be obtained in person or by mail from the Consent Decree Library, 1120 G Street, N.W., 4th Floor, Washington, D.C. 20010. In requesting a copy, please enclose a check in the amount of \$8.25 (consent decree only) or \$46.75 (consent decree and appendices) (25 cents per page reproduction cost) payable to the Consent Decree Library.

Joel M. Gross,
Chief, Environmental Enforcement Section,
Environmental and Natural Resources Division.
FR Doc. 95-30631 Filed 12-15-95; 8:45 am]
BILLING CODE 4410-01-M

Notice of Lodging of Consent Decree Pursuant to the Comprehensive Environmental Response, Compensation and Liability Act

In accordance with Departmental policy, 28 C.F.R. § 50.7, notice is hereby given that on September 29, 1995, a proposed Consent Decree in *United States of America v. The Port of Seattle, et al.*, Civil Action No. C95-1495-Z, was lodged with the United States District Court for the Western District of Washington.

The Complaint in this action was brought pursuant to Section 107 of the Comprehensive Environmental Response, Compensation and Liability Act, 42 U.S.C. 9607, to require the defendants to implement EPA's selected cleanup for the Site, and to recover costs incurred by the United States in response to releases of hazardous